



2008 MAY 12 PM 4:27  
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Atty. Dkt. No. 087354-0108

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Charles BERNASCONI et al.  
Title: NOTIFICATION OF  
EMPLOYEES VIA PASS CODE  
ACCESSED WEB PAGES  
Appl. No.: 09/641,866  
Filing Date: 08/18/2000  
Examiner: RAPILLO, Kristine K.  
Art Unit: 3626  
Confirmation Number: 7547

**RECEIVED**  
MAY 15 2008  
OFFICE OF PETITIONS

STATEMENT OF SUBSTANCE OF INTERVIEW

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

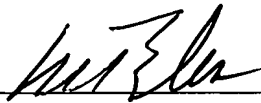
Submitted herewith is a record of the substance of the interview on April 3, 2008 with Examiner Rapillo and Examiner Morgan, regarding the above-captioned application. This statement is being submitted within one month of the mailing date of April 9, 2008 of the Interview Summary and is therefore a timely response.

We discussed possible changes to the claim language, including claim 88 regarding the updating and posting steps. The undersigned indicated that a supplemental amendment would be filed shortly. The Examiners indicated that the prior art of record did not meet the limitations of the claims as now recited. Examiner Rapillo indicated that any changes in scope would require a further search.

The Examiner is invited to contact the undersigned by telephone if it is felt that a telephone interview would advance the prosecution of the present application.

Respectfully submitted,

Date May 9, 2008

By 

FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 672-5485  
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William T. Ellis  
Attorney for Applicant  
Registration No. 26,874

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**ATTORNEY DOCKET NO. 087354-0108**

Applicants: Charles BERNASCONI et al.

Title: NOTIFICATION OF EMPLOYEES VIA PASS CODE  
ACCESSED WEB PAGES

Appl. No.: 09/641,866

Filing Date: 08/18/2000

Examiner: Kristine K. Rapillo

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**MAY 15 2008**

**OFFICE OF PETITIONS**

**NOTIFICATION OF LOSS OF ENTITLEMENT TO  
SMALL ENTITY STATUS**

Director of the USPTO  
P.O. Box 1450  
Alexandria, VA 22313-1450

05/14/2008 DALLEN 00000001 09641866  
01 FC:1461 5065.00 DP

Sir:

Pursuant to 37 C.F.R. §1.27(g)(2), Applicants hereby state that Small Entity Status in the above-identified application is no longer appropriate. In accordance with 37 C.F.R. §1.28(c), therefore, Applicant submits the following:

- **Separate Submission required for each patent:** Applicants are submitting a deficiency owed for the above-captioned application.
- **Calculation and Payment of deficiency owed:** Applicants paid fees for a One-Month Extension of Time in the small entity amount of \$55.00, \$207.00 for 23 claims over 20 and \$126.00 for 3 claims over 3. The fee for payment for a One-Month Extension of Time for a large entity is \$120.00, \$1,150.00 for 23 claims over 20 and \$630.00 for 3 claims over 3. Therefore, the total

amount owed is \$1,900.00. An itemization of the deficiency payment, as required by 37 C.F.R. §1.28(c)(2)(ii) is shown below.

- **Calculation and Payment of deficiency owed:** Applicants paid fees for Request for Continue Examination in the small entity amount of \$375.00. The fee for Request for Continue Examination for a large entity is \$810.00. Therefore, the total amount owed is \$435.00. An itemization of the deficiency payment, as required by 37 C.F.R. §1.28(c)(2)(ii) is shown below.
- **Calculation and Payment of deficiency owed:** Applicants paid fees for a Two-Month Extension of Time in the small entity amount of \$210.00. The fee for Two-Month Extension of Fee for a large entity is \$460.00. Therefore, the total amount owed is \$250.00. An itemization of the deficiency payment, as required by 37 C.F.R. §1.28(c)(2)(ii) is shown below.
- **Calculation and Payment of deficiency owed:** Applicants paid fees for Request for Continue Examination in the small entity amount of \$395.00. The fee for Request for Continue Examination for a large entity is \$810.00. Therefore, the total amount owed is \$415.00. An itemization of the deficiency payment, as required by 37 C.F.R. §1.28(c)(2)(ii) is shown below.
- **Calculation and Payment of deficiency owed:** Applicants paid fees for Request for Continue Examination in the small entity amount of \$395.00 and \$225.00 for a Two-Month Extension of Time. The fee for Request for Continue Examination for a large entity is \$810.00 and \$460.00 for a Two-Month Extension of Time. Therefore, the total amount owed is \$650.00. An itemization of the deficiency payment, as required by 37 C.F.R. §1.28(c)(2)(ii) is shown below.
- **Calculation and Payment of deficiency owed:** Applicants paid fees for a One-Month Extension of Time in the small entity amount of \$60.00. The fee for a One-Month Extension of Time for a large entity is \$120.00. Therefore, the total amount owed is \$60.00. An itemization of the deficiency payment, as required by 37 C.F.R. §1.28(c)(2)(ii) is shown below.

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- **Calculation and Payment of deficiency owed:** Applicants paid fees for a One-Month Extension of Time in the small entity amount of \$60.00. The fee for a One-Month Extension of Time for a large entity is \$120.00. Therefore, the total amount owed is \$60.00. An itemization of the deficiency payment, as required by 37 C.F.R. §1.28(c)(2)(ii) is shown below.
- **Calculation and Payment of deficiency owed:** Applicants paid fees for Request for Continue Examination in the small entity amount of \$395.00 and \$225.00 for a Two-Month Extension of Time. The fee for Request for Continue Examination for a large entity is \$810.00 and \$460.00 for a Two-Month Extension of Time. Therefore, the total amount owed is \$650.00. An itemization of the deficiency payment, as required by 37 C.F.R. §1.28(c)(2)(ii) is shown below.
- **Calculation and Payment of deficiency owed:** Applicants paid fees for a Three-Month Extension of Time in the small entity amount of \$525.00. The fee for a Three-Month Extension of Time for a large entity is \$1,050.00. Therefore, the total amount owed is \$525.00. An itemization of the deficiency payment, as required by 37 C.F.R. §1.28(c)(2)(ii) is shown below.

(A) Type of fees paid erroneously as Small Entity:

One-Month Extension of Time Fee and Extra Claims Fee	(Large Entity Fee - \$120.00 Large Entity Fee - \$50.00 for additional claims over 20 and \$210.00 for additional independent claims over 3)
RCE Filing Fee	(Large Entity Fee - \$810.00)
Two-Month Extension of Time Fee	(Large Entity Fee - \$460.00)
Three-Month Extension of Time Fee	(Large Entity Fee - \$1,050.00)

(B1) The Small Entity fee paid:

One-Month Extension of Time Fee and Extra Claims Fee	\$ 388.00
RCE Filing Fee	\$ 375.00

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Two-Month Extension Time Fee	\$ 210.00
RCE Filing Fee	\$ 395.00
RCE Filing Fee	\$ 395.00
Two-Month Extension Time Fee	\$ 225.00
One Month Extension of Time Fee	\$ 60.00
One Month Extension of Time Fee	\$ 60.00
RCE Filing Fee	\$ 395.00
Two-Month Extension Time Fee	\$ 225.00
Three-Month Extension Time Fee	\$ 525.00

(B2) When Fee was paid:

One-Month Extension of Time Fee and Extra Claims Fee	(April 8, 2003)
RCE Filing Fee	(September 15, 2003)
Two-Month Extension Time Fee	(April 19, 2004)
RCE Filing Fee	(November 4, 2004)
RCE Filing Fee	(February 21, 2006)
Two-Month Extension Time Fee	(February 21, 2006)
One Month Extension of Time Fee	(September 25, 2006)
One Month Extension of Time Fee	(April 19, 2007)
RCE Filing Fee	(May 21, 2007)
Two-Month Extension Time Fee	(May 21, 2007)
Three-Month Extension Time Fee	(January 3, 2008)

(C) The deficiency amount owed:

One-Month Extension of Time Fee and Extra Claims Fee	\$1,900.00
RCE Filing Fee	\$435.00
Two-Month Extension Time Fee	\$250.00
RCE Filing Fee	\$415.00

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One-Month Extension of Time Fee not previously paid for	\$120.00
RCE Filing Fee	\$415.00
Two-Month Extension Time Fee	\$235.00
One Month Extension of Time Fee	\$ 60.00
One Month Extension of Time Fee	\$ 60.00
RCE Filing Fee	\$415.00
Two-Month Extension Time Fee	\$235.00
Three-Month Extension Time Fee	\$525.00

(D) The total deficiency payment owed:

\$5,065.00 (One-Month Extension of Time Fee and Extra Claims Fee \$1,900.00; RCE Filing Fee \$435.00; Two-Month Extension Time Fee \$250.00; RCE Filing Fee \$415.00; One-Month Extension of Time Fee not previously paid for \$120.00; RCE Filing Fee \$415.00; Two-Month Extension Time Fee \$235.00; One Month Extension of Time Fee \$60.00; One Month Extension of Time Fee \$60.00; RCE Filing Fee \$415.00; Two-Month Extension Time Fee \$235.00 and Three-Month Extension Time Fee \$525.00)

Enclosed is a credit card payment in the amount of \$5,065.00, for payment of the total deficiency owed amount. Fees paid presently and henceforth will be paid based on large entity status.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

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Please contact the undersigned with any additional questions.

Respectfully submitted,

5/9/08

Date

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WTE

William T. Ellis

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